United States Court of AppealsFOR THE EIGHTH CIRCUIT

No. 00-1781 Robert E. Jackson, Appellant, * v. Larry B. Norris, Director, Arkansas Department of Correction; Dale Reed, * Warden, Arkansas Department of Appeal from the United States Correction; A. J. Hall, Major, Chief District Court for the Eastern of Security, Arkansas Department of District of Arkansas. Correction; Savell Everett, Lieutenant, * * Arkansas Department of Correction; [UNPUBLISHED] D. Harris, Captain, Arkansas * Department of Correction; James Dickerson, CO-I, Arkansas Department of Correction; Larry D. White, CO-I, Arkansas Department of Correction; D. Woodard, Arkansas Department of Correction, * Appellees.

Submitted: April 6, 2001

Filed: April 18, 2001

Before MORRIS SHEPPARD ARNOLD, RICHARD S. ARNOLD, and FAGG, Circuit Judges.

PER CURIAM.

Arkansas inmate Robert E. Jackson brought a 42 U.S.C. § 1983 action against the prison officials named in his complaint for injuries Jackson suffered during an August 1994 attack by another inmate. Concluding Jackson's action was precluded by our decision in <u>Jackson v. Everett</u>, 140 F.3d 1149 (8th Cir. 1998), the district court dismissed the complaint on res judicata grounds. Having carefully reviewed the record, we agree with the district court's ruling. We also conclude that to the extent Jackson's claims are not barred by the doctrine of res judicata, they are barred by Arkansas's three-year statute of limitations. <u>See</u> ARK. CODE ANN. § 16-56-105 (Michie 1987); <u>Wilson v. Garcia</u>, 471 U.S. 261, 276-79 (1985); <u>Hillary v. Trans World Airlines, Inc.</u>, 123 F.3d 1041, 1044 n.2 (8th Cir. 1997); <u>Courtney v. First Nat'l Bank</u>, 780 S.W.2d 536, 537-38 (Ark. 1989). We thus affirm the judgment of the district court. <u>See</u> 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.